

RESOLUTION NO. 2020-03

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING THE PURCHASE OF MULCH FROM EAST COAST MULCH CORP. ON AN AS-NEEDED BASIS; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne (the “Village”) Council desires to authorize the expenditure of Village funds for the purchase of engineered wood fiber (the “Mulch”) to replenish existing mulch at the Village’s parks and playgrounds; and

WHEREAS, the type of purchase contemplated by the Village for the Mulch has been competitively bid and awarded to East Coast Mulch Corp. (the “Vendor”), among others, by the City of Pompano Beach, Florida, on behalf of the Southeast Florida Governmental Purchasing Cooperative Group (the “Cooperative”), pursuant to Bid #E-42-17 (the “Cooperative Contract”); and

WHEREAS, the Village may, pursuant to Section 2-86 of the Village Code of Ordinances (the “Code”), enter into bids or contracts entered into by another governmental authority, provided that the governmental authority has gone through a competitive bidding procedure leading to the award of the bid or contract in question; and

WHEREAS, in accordance with Section 2-86 of the Village Code, the Village Council seeks to authorize the Village Manager to purchase the Mulch from the Vendor on an as-needed basis consistent with the terms and conditions of the Cooperative Contract in an amount not to exceed \$13,350.00 for fiscal year 2020 and an amount not to exceed budgeted funds through fiscal year 2022; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. **Approval.** That the Village Council approves the purchase of the Mulch.

Section 3. **Authorization.** That the Village Council hereby authorizes the Village Manager to purchase the Mulch from the Vendor on an as-needed basis consistent with the terms and conditions of the Cooperative Contract in an amount not to exceed \$13,350.00 for fiscal year 2020 and an amount not to exceed budgeted funds through fiscal year 2022.



Section 4. **Implementation.** That the Village Council hereby authorizes the Village Manager to execute any purchase order or required documentation for the purchases described in this Resolution, subject to approval by the Village Attorney as to form and legality, and to take any action which is reasonably necessary to implement the purpose of this Resolution.

Section 5. **Effective Date.** That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 28th day of January, 2020.

ATTEST:


JENNIFER MEDINA, CMC
VILLAGE CLERK


MICHAEL W. DAVEY, MAYOR


APPROVED AS TO FORM AND LEGAL SUFFICIENCY

A handwritten signature in blue ink, appearing to be 'C. F. M.', is written above a horizontal line.

WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
VILLAGE ATTORNEY